

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 5/30/2024

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BERKLEY INSURANCE COMPANY,

Plaintiff,

-v-

RAEL MAINTENANCE CORP.,

Defendant.
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1:23-cv-08412-GHW

ORDER


GREGORY H. WOODS, United States District Judge:

Plaintiff commenced this action on September 22, 2023. Dkt. No. 1. An initial pretrial conference was held in this matter on December 7, 2023. Dkt. No. 18. At the December 7 conference, the parties represented that, rather than Defendant seeking leave to move to dismiss the case, Plaintiff had agreed to dismiss their claims if the Court granted Defendant Rael Maintenance Corp.'s then-pending Rule 12(b)(1) motion to dismiss in various related actions. *See, e.g., Nationwide General Ins. Co. v. Rael Maintenance Corp.*, No. 1:23-cv-4433-GHW, ECF No. 28 (S.D.N.Y. Oct. 31, 2023) (motion to dismiss). On April 24, 2024, the Court issued an opinion in the related actions, granting the Rael Maintenance's motions to dismiss. *See, e.g., Nationwide General Ins. Co.*, ECF No. 102 (Apr. 24, 2024). To date, Plaintiffs in this action have not dismissed their claims.

Accordingly, the parties are directed to file a joint letter by June 7, 2024 with a status update and advising the Court of their proposed next steps in this litigation.

SO ORDERED.

Dated: May 30, 2024



GREGORY H. WOODS
United States District Judge